



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB1317

Introduced 2/9/2011, by Rep. Fred Crespo

SYNOPSIS AS INTRODUCED:

705 ILCS 305/10.4 new

Amends the Jury Act. Provides that if a prospective juror is found to be unqualified or is excused due to a total and permanent disability, the county board, the jury administrator, or the jury commissioners shall permanently exclude the person from all jury lists. Provides that the proof of total and permanent disability shall be a licensed physician's written statement that concludes that the person has a total and permanent disability as defined in the Act, describes the disability, and explains how it prevents service as a juror. Defines "total and permanent disability" as any physical or mental impairment, disease, or loss of a permanent nature that prevents performance of the duties of a juror.

LRB097 06330 AJO 46410 b

FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

1 AN ACT concerning courts.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Jury Act is amended by adding Section 10.4
5 as follows:

6 (705 ILCS 305/10.4 new)

7 Sec. 10.4. Removal of prospective juror due to total and
8 permanent disability. If a prospective juror is found to be
9 unqualified due to the existence of a total and permanent
10 disability or is excused for undue hardship that is due to the
11 existence of a total and permanent disability, the county
12 board, jury administrator, or jury commissioners shall
13 permanently exclude the prospective juror from all current and
14 subsequent jury lists or general jury lists. Proof of total and
15 permanent disability shall be a written letter from a licensed
16 physician that states the prospective juror has a total and
17 permanent disability as defined in this Section, describes the
18 disability, explains how it prevents the prospective juror from
19 serving as a juror, and states that the prospective juror will
20 never be able to serve as a juror.

21 The county board, jury administrator, or jury
22 commissioners shall create and maintain a list of persons to be
23 permanently excluded from any jury list or general jury list

1 pursuant to this Section.

2 For the purposes of this Section, "total and permanent
3 disability" means any physical or mental impairment, disease,
4 or loss of a permanent nature that prevents performance of the
5 duties of a juror.